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5 **UNITED STATES DISTRICT COURT**  
6 **DISTRICT OF NEVADA**  
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8 MICHAEL HARKEY,  
9 Plaintiff,

10 vs.

11 US NATIONAL BANK, *et al.*,  
12 Defendants.  
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Case No. 2:14-cv-00177-RFB-GWF

**ORDER**

14 This matter is before the Court on Plaintiff's Motion to Stay Computer-Generated Order  
15 Setting Deadline for Filing Fed.R.Civ.P. 26(f) Discovery Plan (#131), filed on September 3, 2014.  
16 Defendants MERSCORP Holdings, Inc. and Mortgage Electronic Registration Systems, Inc.  
17 ("MERS Defendants") filed a Qualified Joinder (#166) to Plaintiff's motion for stay on September  
18 22, 2014.

19 Plaintiff requests that the Court stay the filing of a discovery plan and scheduling order, and  
20 therefore the commencement of discovery, until the Court rules on pending motions to set aside the  
21 defaults of certain defendants. Plaintiff asserts that until those motions are decided, it is unknown  
22 which defendants will be litigating this case. The MERS Defendants do not oppose the stay, but  
23 request that the stay remain in effect until the Court decides their pending motion to dismiss.

24 The Court having reviewed the docket in this case and finding good cause therefore,

25 **IT IS HEREBY ORDERED** that the filing of the discovery plan and scheduling order in  
26 this action is stayed pending a decision on the motions to set aside defaults, petitions for permission  
27 to practice in this action, and defendants' motion(s) to dismiss identified by the following docket  
28 numbers: 38, 39, 64, 65, 97, 103, 105, 109, 127, 128, 129, 130, 137, 138, 156, and 159.

1           **IT IS FURTHER ORDERED** that the stay shall automatically lift upon the Court entering  
2 a decision on the foregoing motions and petitions. If necessary, the parties shall file a proposed  
3 discovery plan and scheduling order within 10 days of the decision on the Defendants' motion(s) to  
4 dismiss. In order to assist the Court in keeping track of this action, the parties shall file a status  
5 report regarding the foregoing motion and the need for the continuance of the stay on or before  
6 **January 5, 2015.**

7           DATED this 24th day of September, 2014.

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10           GEORGE FOLEY, JR.  
11           United States Magistrate Judge  
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